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Attorneys for Proposed Lead Plaintiffs
Steelworkers Pension Trust and the Police and
Fire Retirement System of the City of Detroit

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOEL EICHENHOLTZ, Individually And
On Behalf of All Others Similarly Situated,

Plaintiff,

v.

VERIFONE HOLDINGS, INC.,
DOUGLAS G. BERGERON, and BARRY
ZWARENSTEIN,

Defendants.

Case No. 07-cv-06140 MHP

CLASS ACTION

**DECLARATION OF BLAIR A.
NICHOLAS IN SUPPORT OF
MOTION BY THE
STEELWORKERS PENSION TRUST
AND THE POLICE AND FIRE
RETIREMENT SYSTEM OF THE
CITY OF DETROIT, FOR
CONSOLIDATION, FOR
APPOINTMENT AS LEAD
PLAINTIFFS AND FOR APPROVAL
OF LEAD PLAINTIFFS'
SELECTION OF CO-LEAD
COUNSEL**

**Date: March 10, 2008
Time: 2:00 p.m.
Courtroom: 15, 18th Floor
Judge: Hon. Marilyn H. Patel**

PETER LIEN, Individually And On Behalf
of All Others Similarly Situated,

Plaintiff,

v.

VERIFONE HOLDINGS, INC.,
DOUGLAS G. BERGERON, and BARRY
ZWARENSTEIN,

Defendants.

Case No. 07-cv-06195 JSW

Judge: Hon. Jeffrey S. White

BRIAN VAUGHN, RON DOCKSWELL
and MIRIAM LOGAN, On Behalf of
Themselves And All Others Similarly
Situated,

Plaintiff,

v.

VERIFONE HOLDINGS, INC.,
DOUGLAS G. BERGERON, and BARRY
ZWARENSTEIN,

Defendants.

Case No. 07-cv-06197 VRW

Judge: Hon. Vaughn R. Walker

ALBERT L. FELDMAN and ELEANOR
JEAN FELDMAN, Individually And On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

VERIFONE HOLDINGS, INC.,
DOUGLAS G. BERGERON, and BARRY
ZWARENSTEIN,

Defendants.

Case No. 07-cv-06218 MMC

Judge: Hon. Maxine M. Chesney

DONALD CERINI, Individually And On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

VERIFONE HOLDINGS, INC.,
DOUGLAS G. BERGERON, and BARRY
ZWARENSTEIN,

Defendants.

Case No. 07-cv-06228 SC

Judge: Hon. Samuel Conti

WESTEND CAPITAL MANAGEMENT
LLC, Individually And On Behalf of All
Others Similarly Situated,

Plaintiff,

v.

VERIFONE HOLDINGS, INC.,
DOUGLAS G. BERGERON, and BARRY
ZWARENSTEIN,

Defendants.

Case No. 07-cv-06237 MMC

Judge: Hon. Maxine M. Chesney

KURT HILL, On Behalf of Himself and All
Others Similarly Situated,

Plaintiff,

v.

VERIFONE HOLDINGS, INC.,
DOUGLAS G. BERGERON, and BARRY
ZWARENSTEIN,

Defendants.

Case No. 07-cv-06238 MHP

Judge: Hon. Marilyn H. Patel

DANIEL OFFUTT, Individually And On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

VERIFONE HOLDINGS, INC.,
DOUGLAS G. BERGERON, and BARRY
ZWARENSTEIN,

Defendants.

Case No. 07-cv-06241 JSW

Judge: Hon. Jeffrey S. White

1 EDWARD FEITEL, On Behalf of Himself
2 and All Others Similarly Situated,

3 Plaintiff,

4 v.

5 VERIFONE HOLDINGS, INC.,
6 DOUGLAS G. BERGERON, and BARRY
7 ZWARENSTEIN,

8 Defendants.

Case No. 08-cv-0118 CW

Judge: Hon. Claudia Wilken

1 I, BLAIR A. NICHOLAS hereby declares as follows:

2 1. I am an attorney admitted to practice in California, and I am a partner of the law
3 firm of Bernstein Litowitz Berger & Grossmann LLP, which represents the Steelworkers
4 Pension Trust ("Steelworkers") and The Police and Fire Retirement System of the City of
5 Detroit ("Detroit P&F") (collectively, "Steelworkers-Detroit P&F" or "Movants").

6
7 2. I make this Declaration in Support of the Motion of the Steelworkers-Detroit
8 P&F for Consolidation, for Appointment as Lead Plaintiffs, and for Approval of Lead Plaintiffs'
9 Selection of Co-Lead Counsel.

10 3. Attached hereto as Exhibits are true and correct copies of the following:

11 **Exhibit No.**

Description

- | | |
|------|--|
| 12 A | Notice to members of the Class published via <i>Business Wire</i> on |
| 13 | December 4, 2007; |
| 14 B | Certifications of Movants; |
| 15 C | Charts detailing Movants' losses; |
| 16 D | Firm Resume of Berger & Montague, P.C.; |
| 17 E | Firm Resume of Bernstein Litowitz Berger & Grossmann LLP; |
| 18 | and |
| 19 F | Joint Declaration of Ronald Zajac and Richard Hoffmann in |
| 20 | Support of the Motion of the Steelworkers Pension Trust and the |
| 21 | Police and Fire Retirement System of the City of Detroit for |
| 22 | Appointment as Lead Plaintiffs. |

23 I declare under penalty of perjury that the foregoing is true and correct. Executed this 4th
24 day of February, 2008, at San Diego, California.

25 Blair A. Nicholas

26 BLAIR A. NICHOLAS